



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Meeting Minutes - Final

City Council

Monday, February 1, 2016

5:30 PM

Council Chambers

Council Meeting

Call to Order

Council President Wayne Trawick called the meeting to order at 5:30 p.m.

Roll Call

All Council Members were present. Also present: Mayor John Koniar, City Administrator Mike Thompson, Sandra Pate, Vickey Southern, Katy Taylor, Darryl Clevenger, Chad Christian, Gregg Knight, Sharon Knight, Sal Muccio, Brenda Shambo, Kelley Wansley, John Jackson, LaDonna Hinesley, David Wilson, Jeff Rouzie, Joey Darby, Heather Barksdale, Ellen Dean, Bill Swanson and Cathy Kane.

Present: 5 - President Wayne Trawick, Council Member Vera Quaites, Council Member Ralph Hellmich, Council Member Rick Blackwell and Council Member Charles Ebert III

Pledge of Allegiance

Mayor's Presentation

[16-0040](#)

Proclamation: Arbor Day

Attachments: [Proclamation](#)

Mayor Koniar presented the Arbor Day proclamation to Ellen Dean, who is a member of the Arbor Day Committee.

[16-0041](#)

Arbor Day Book Donations

Every year, the City of Foley donates a tree-themed book to our local school libraries and the Foley Public Library to commemorate Arbor Day, which is scheduled for Saturday, February 27, 2016 at 10:00 a.m. at the Coastal Alabama Farmers and Fishermen's Market located on County Road 20.

Mayor Koniar presented Ms. Susan Loy from Foley Elementary School with Tree Book for Kids and Their Grown-Ups; Ms. Heather Barksdale and Ms. Michelle Dillon from Foley Intermediate School with Celebritrees: Historic and

Famous Trees of the World; Ms. Cathy Kane from Foley High School with Hugging Tree and Mr. John Jackson and Kelley Wansley with Tree Book for Kids and Their Grown-Ups. Ms. Sue Norman from Foley Middle School was not present but will receive Celebritrees: Historic and Famous Trees of the World.

Additions/Removals

There were no additions, removals or carry over items.

Approval of the Minutes

[16-0039](#) Work Session Minutes of January 19, 2016.

Attachments: [01-19-2016 Work Session Minutes](#)

A motion was made by Council Member Charles Ebert, III to approve the Work Session Minutes of January 19, 2016. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

[16-0038](#) Council Meeting Minutes of January 19, 2016.

Attachments: [01-19-2016 Council Meeting Minutes](#)

A motion was made by Council Member Ralph Hellmich to approve the Council Meeting Minutes of January 19, 2016. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Reports

[16-0047](#) Engineering Department Quarterly Report

Presentation details for Engineering Department Quarterly Report

Photo slideshow for the following projects:

- Cedar and Azalea Pipe Replacement/Ashland Court
- Dog Park
- Graham Creek Estates Drainage Improvements
- Graham Creek Park Road Extension
- North Pine Street Drainage Improvements
- Pecan Street Mitigation Repair
- Pride Drive ATRIP

- TIGER Phase 2
- TIGER Phase 3
- Violet Avenue Pipe Replacement

Attachments: [Project Status Report](#)
 [Engineering PowerPoint](#)

City Engineer Chad Christian gave a PowerPoint presentation of current projects during the Work Session meeting. The project status reports are attached as back to the minutes.

Ordinances, Resolutions and Other Business

15-0615

Meadow Run Subdivision Street Lights Installations

Attachments: [EMC - Meadow Run OH & UG Costs](#)
 [Installation Agreement - Meadow Run HOA](#)
 [Project Accounting for GCE Drainage Repairs](#)
 [Budget Transfer Sheet](#)

A motion was made by Council Member Ralph Hellmich to approve the transfer of \$2,887.20 from Account No. 12-600-9375 A14 GCE to Account No. 12-665-7369; to approve the installation of three (3) additional decorative street lights and poles in Meadow Run subdivision; to approve the purchase from Baldwin EMC and to appropriate \$234.00 annually or \$19.50 monthly for the total of three (3) street lights and fees under Account No. 01-620-8090 Public Street Lighting and to approve entering into an agreement with Meadow Run Homeowners Association whereby the City will purchase decorative lighting and the HOA will pay the difference between the decorative and standard lighting costs in the amount of \$2,801.95. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Enactment No: 16-1016-RES

15-0701

Establishing The Salary Of The Mayor And Councilmembers

Attachments: [1188-12 ORD Establishing Salaries.pdf](#)

A motion was made by Council Member Ralph Hellmich to increase the salary of the next elected mayor of the City of Foley, Alabama to \$35,000.00 annually to be paid bi-weekly for the first two years of the mayoral term and then raised to \$40,000.00 annually to be paid bi-weekly for the remaining two years of the mayoral term. The mayor will request reimbursement for qualifying expenses; the salary for the Council President of the City of Foley, Alabama shall remain

the same at the sum of \$18,000.00 annually to be paid bi-weekly. The Council President will request reimbursement for qualifying expenses; the salary of each Council Member, excluding the Council President, shall remain the same at the sum of \$12,000.00 annually to be paid bi-weekly. Council members will continue to request reimbursement for qualifying expenses; the mayor and council are eligible to participate in the RSA-1 or Empower Retirement Deferred Compensation Plan. This ordinance shall become effective on the first Monday in November, 2016 after the 2016 elections. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Enactment No: 16-2002-ORD

[16-0021](#)

Request to host Rachel's Run at Graham Creek Nature Preserve

Attachments: [2016rachelrunregistration](#)

A motion was made by Council Member Charles Ebert, III to approve hosting Rachel's Run at Graham Creek Nature Preserve on February 20, 2016 starting at 8:00 AM. The race is a 5K race, fun run and walk that benefits the Rachel Grace Pigott Scholarship Fund. Last year approximately 200 racers participated. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Enactment No: 16-1017-RES

[16-0027](#)

A resolution to rescind Resolution 15-2260-RES Resolution Authorizing An Agreement Of Sale Among The City Of Foley, Alabama And Craine Creek Farms, LLC.

Attachments: [Res. 15-2260-RES](#)

A motion was made by Council Member Ralph Hellmich to rescind Resolution 15-2260-RES Resolution Authorizing An Agreement Of Sale Among The City Of Foley, Alabama And Craine Creek Farms, LLC. The motion was seconded by Council Member Charles Ebert, III and carried by an unanimous vote.

Enactment No: 16-1018-RES

[16-0028](#)

A resolution to amend Resolution 15-2361-Res Waiving fees for Heritage Park Pavilion for South Baldwin Chamber Foundation's annual BBQ & Blues Cook-Off fundraising event.

Attachments: [Res. 15-2361](#)

A motion was made by Council Member Rick Blackwell to amend Resolution 15-2361-RES to read, "Waives the fees for the use of Foley Heritage Park requested by the South Baldwin Chamber Foundation, Inc. for their fundraiser (BBQ & Blues) on March 19, 2016." The motion was seconded by Council Member Ralph Hellmich and carried by an unanimous vote.

Enactment No: 16-1019-RES

[16-0029](#)

ABC License - 240 Non-Profit Tax Exempt for Chamber Foundation Inc.'s BBQ & Blues Event March 19, 2016

Attachments: [BBQ & Blues ABC License Application](#)

Fire Chief Joey Darby and Police Chief David Wilson recommended moving forward with the ABC License.

A motion was made by Council Member Ralph Hellmich to approve the ABC License for the BBQ and Blues event, which will be held on March 19, 2016. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

[16-0030](#)

A Resolution to Amend Resolution 15-2394

A motion was made by Council Member Ralph Hellmich to amend the Account Numbers in Section 3 of resolution 15-2394 from Grant Revenue Account No. 12-5814 to 01-4984 and from Expense Account 12-665-7309 to 01-625-5210. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Enactment No: 16-1020-RES

[16-0033](#)

Acceptance and Use of Friends of the Library Donation

A motion was made by Council Member Ralph Hellmich to accepts the generous donation of \$6,000.00 from the Friends of the Foley Public Library and to amend the Summer Reading Program Donation revenue account from \$5,000.00 to \$11,000.00; to approve the use of the donated funds to pay for activities and materials associated with the 2016 Summer Reading Program. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Enactment No: 16-1021-RES

[16-0035](#)

Approval of Application for the Dollar General Literacy Foundation Grant

A motion was made by Council Member Charles Ebert, III to approve the application by the Foley Public Library to the Dollar General Literacy Foundation for a Summer Reading Grant to benefit the Library's 2016 Summer Reading program. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Enactment No: 16-1022-RES

[16-0036](#)

Approve Library Collection Evaluation Policy

Attachments: [Collection Evaluation Policy 1 20 16](#)

A motion was made by Council Member Ralph Hellmich to accept the City of Foley Public Library Collection Evaluation Policy. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Enactment No: 16-1023-RES

[16-0037](#)

A Resolution to reappoint Joseph Bullard to the Board of Adjustments and Appeals.

Attachments: [BAA Member List](#)
 [Joseph Bullard Email](#)

A motion was made by Council Member Vera Quaites to reappoint Joseph Bullard to the Board of Adjustments and Appeals. The motion was seconded by Council Member Ralph Hellmich and carried by an unanimous vote.

Enactment No: 16-1024-RES

[16-0042](#)

Consider resolution to waive or reduce building fees to the minimum for Joy Tabernacle Church.

Attachments: [Joy Tabernacle Letter](#)

A motion was made by Council Member Charles Ebert, III to waive all but the minimum Community Development Department/Engineering fees relating to the building addition of the Joy Tabernacle church located at 522 West Marigold Avenue, Foley, Alabama. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Enactment No: 16-1025-RES

[16-0043](#)

Residential Sanitation Write Offs as Uncollectible in the Amount of \$176.00

Attachments: [Residential Sanitation Writeoffs](#)

A motion was made by Council Member Ralph Hellmich to write off certain residential sanitation accounts as uncollectible. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Enactment No: 16-1026-RES

[16-0044](#)

A Resolution to reappoint Gary Pitts to the Revitalization and Beautification Board.

Attachments: [Revitalization & Beautification Brd. List](#)

A motion was made by Council Member Rick Blackwell to reappoint Gary Pitts to the Revitalization and Beautification Board. The motion was seconded by Council Member Charles Ebert, III and carried by an unanimous vote.

Enactment No: 16-1027-RES

[16-0045](#)

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF PROPERTY AND RELATED TRANSACTIONS FOR THE ESTABLISHMENT OF AN ARMORY FOR THE ALABAMA NATIONAL GUARD BY THE ARMORY COMMISSION OF ALABAMA IN THE CITY OF FOLEY, ALABAMA

Attachments: [COF-Armory Deed](#)

A motion was made by Council Member Ralph Hellmich to approve the first reading of an ordinance to convey property to the National Guard for the Armory. The motion was seconded by Council Member Vera Quaites and carried by an unanimous vote.

Enactment No: 16-2003-ORD

[16-0046](#)

An Ordinance To Rescind Ordinance 16-2000 Ordinance Amending

Ordinance 1196-12 To Include Lot 8A And Lot 8B

Attachments: [Ord. 16-2000](#)

A motion was made by Council Member Charles Ebert, III to approve the first reading of an ordinance to rescind ordinance 16-2000. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Enactment No: 16-2004-ORD

[16-0048](#)

Attachments: [Sawgrass Supplemental Agreement](#)

A motion was made by Council Member Ralph Hellmich to approve Sawgrass Consulting, LLC's supplemental agreement in the amount of \$14,820.00. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

Enactment No: 16-1028-RES

[16-0049](#)

A resolution to waive the fees for the Foley Civic Center

Attachments: [Col. Scherry Douglas Email](#)

A motion was made by Council Member Ralph Hellmich to waive the fees for the use of the Foley Civic Center on February 21, 2016 for a Purple Heart Repatriation. The motion was seconded by Council Member Charles Ebert, III and carried by an unanimous vote.

Enactment No: 16-1029-RES

Mayor's Comments

Mayor Koniar reminded everyone about Arbor Day being held at the Coastal Alabama Farmers and Fishermens Market on Saturday, February 27, 2016 beginning at 10:00 a.m.

Visitor's Comments

There were no comments to report.

Adjourn

A motion was made by Council Member Ralph Hellmich to adjourn the meeting. The motion was seconded by Council Member Rick Blackwell and carried by an unanimous vote.

The meeting adjourned at 5:48 p.m.